# MASIMO.007C3

PATENT PATENT

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Mohamed K. Diab et al.	)	Group Art Unit 3305
Appl. No.	:	Unknown	)	
Filed	:	Herewith	)	
For	:	SIGNAL PROCESSING APPARATUS	)	
Examiner	:	Unknown	)	

# PRELIMINARY AMENDMENT 37 C.F.R. § 1.607(a)(4)

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

## In the Specification:

Please amend the specification by replacing the first sentence with the following:

-This application is a continuation of U.S. Patent Application No. 08/943,511, filed October 6,

1997, which is a continuation of U.S. Patent Application Serial No. 08/572,488 (now U.S. Patent NO.

5,685,299), filed December 14, 1995, which is a continuation of Application Serial No. 08/132,812 (now

U.S. Patent No. 5,490,505), filed October 6, 1993.

#### In the Claims:

Kindly delete Claims 1-38.

Please add the following new claim:

39. A method for measuring saturation of a blood constituent in a patient comprising the steps

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